

SENATE BILL 2134

By Reeves

AN ACT to amend Tennessee Code Annotated, Title 56
and Title 71, relative to medical equipment.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 56, Chapter 7, Part 10, is amended by
adding the following as a new section:

(a) As used in this section:

(1) "Complex rehabilitation technology" has the same meaning as
defined in § 71-5-159;

(2) "Health benefit plan" means health insurance coverage as defined in
§ 56-7-109; and

(3) "Health insurer" means a health insurance entity as defined in § 56-7-
109.

(b) On and after the effective date of this act, a health insurer that offers a health
benefit plan that provides coverage of complex rehabilitation technology:

(1) Shall not consider the location where the complex rehabilitation
technology will be used when making a determination of medical necessity; and

(2) Shall offer covered persons a prior authorization process that reviews
billable codes and provides coverage determinations for complex rehabilitation
technology.

(c) On and after the effective date of this act, if a health insurer notifies a person
who is covered under a policy or contract for a health benefit plan that includes complex
rehabilitation technology benefits and coverage that complex rehabilitation technology

equipment that was approved in a prior authorization will be fully funded under the health benefit plan, then the health insurer:

- (1) Shall continue to cover the covered person until the time of delivery of the complex rehabilitation technology;
- (2) Shall pay one hundred percent (100%) of the cost of the complex rehabilitation technology; and
- (3) Shall not seek payment or reimbursement from the covered person, a complex rehabilitation technology vendor, or another party involved with the sale or delivery of the complex rehabilitation technology.

SECTION 2. This act takes effect July 1, 2022, the public welfare requiring it.